

ERIK J. OLSON (CA SBN 175815)
ejolson@mofo.com
PAUL F. COYNE (CA SBN 223900)
pcoyne@mofo.com
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5600
Facsimile: (650) 494-0792

Attorneys for Defendants
FOVIA, INC.; FOVIA MEDICAL, INC.; KENNETH
FINEMAN; ROGER KATEN; GEORGE BUYANOVSKY;
IGOR OKULIST; and JOSEF GOREK

PILLSBURY WINTHROP SHAW PITTMAN LLP
KIRKE M. HASSON (SBN 64416)
kirke.hasson@pillsburylaw.com
SHARON L. O'GRADY (SBN 102356)
sharon.ograde@pillsburylaw.com
50 Fremont Street
San Francisco, California 94105
Telephone: (415) 983-1000
Facsimile: (415) 983-1200

Attorneys For Plaintiff/Counter-Defendant
TERARECON, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

TERARECON, INC.,

Plaintiff,

v.

FOVIA, INC.; FOVIA MEDICAL, INC.;
KENNETH FINEMAN; ROGER KATEN;
GEORGE BUYANOVSKY; IGOR OKULIST;
and JOSEF GOREK,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. C05-04407 (CW)

**STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF
TIME FOR DEFENDANTS TO
FILE AN ANSWER TO
PLAINTIFF'S SECOND
AMENDED COMPLAINT**

Judge: The Honorable Claudia Wilken

1 WHEREAS, TeraRecon, Inc. ("TeraRecon") filed its Second Amended Complaint on
2 May 15, 2006;

3 WHEREAS, the deadline for Defendants to file their answer to the Second Amended
4 Complaint is presently June 2, 2006;

5 WHEREAS, Defendants seek an extension of time to file their answer to and including
6 June 7, 2006;

7 WHEREAS, Counterclaimants filed their First Amended Counterclaims on or about April
8 10, 2006;

9 WHEREAS, on April 3, 2006, Counter-defendants TeraRecon, Motoaki Saito and Robert
10 Taylor moved to dismiss the second, third, and fourth counterclaims in this case, which motion
11 the Court has taken under submission.

12 IT IS HEREBY STIPULATED, therefore, by and between the parties, through their
13 undersigned counsel, that:

14 1. Defendants shall file their answer to TeraRecon's Second Amended Complaint on
15 or before June 7, 2006;

16 2. The First Amended Counterclaims filed on or about April 10, 2006 shall remain
17 the operative counterclaims in this action, subject to the Court's ruling on Counter-defendants'
18 motion to dismiss.

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20 Dated: June 1, 2006

ERIK J. OLSON
PAUL F. COYNE
MORRISON & FOERSTER LLP

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23 By: s/ Erik J. Olson
24 Erik J. Olson

25 Attorneys for FOVIA, INC.; FOVIA
26 MEDICAL, INC.; KENNETH FINEMAN;
27 ROGER KATEN; GEORGE BUYANOVSKY;
28 IGOR OKULIST; and JOSEF GOREK

PILLSBURY WINTHROP SHAW PITTMAN LLP
KIRKE M. HASSON
SHARON L. O'GRADY

By /s/ Sharon L. O'Grady

Attorneys for Plaintiff
TERARECON, INC.

1 I, ERIK J. OLSON, am the ECF User whose ID and password are being used to file this
2 STIPULATION AND [PROPOSED] ORDER GRANTING COUNTERCLAIMANTS LEAVE
3 TO FILE FIRST AMENDED COUNTERCLAIMS AND SCHEDULING HEARING ON
4 SHORTENED TIME. In compliance with General Order 45, X.B., I hereby attest that
5 SHARON L. O'GRADY has concurred in this filing.

6
7 Dated: June 1, 2006

ERIK J. OLSON
PAUL F. COYNE
MORRISON & FOERSTER LLP

9
10 By: s/ Erik J. Olson
Erik J. Olson

11 Attorneys for FOVIA, INC.; FOVIA
12 MEDICAL, INC.; KENNETH FINEMAN;
13 ROGER KATEN; GEORGE BUYANOVSKY;
14 IGOR OKULIST; and JOSEF GOREK

15 ~~PROPOSED~~ ORDER

16 Pursuant to the stipulation of the parties and good cause appearing,

17 **IT IS SO ORDERED**

18 6/8/06

Dated: _____



19 CLAUDIA WILKEN
20 UNITED STATES DISTRICT JUDGE
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